

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

**VIASAT, INC.,**

**Plaintiff,**

**vs.**

**KIOXIA CORPORATION and KIOXIA  
AMERICA, INC.,**

**Defendants.**

**Case No.: 6:21-cv-01231-ADA**

**JURY TRIAL DEMANDED**

**ORDER DENYING DEFENDANTS' MOTION TO DISMISS PURSUANT TO RULE  
12(B)(6)**

Before the Court is the Defendants' Motion to Dismiss Pursuant to Rule 12(b)(6). The Court, having considered same, is of the opinion the motion should be DENIED AS MOOT.